

REMARKS

Supplemental to Applicant's *Amendment in Response to the First Office Action*, filed March 3, 2009, in which Applicant placed various claims in condition for allowance and, further, copied claims from Lombardi, U.S. Patent No. 7,365,258 B1, issued April 29, 2008, for the purpose of provoking an interference with the claims patented by Lombardi, Applicant now takes this opportunity to enter new Claims 69-71, in addition to those claims pending and made of record by Applicant on March 3, 2009.

New independent Claim 69 is based upon Claim 1 of Lombardi, U.S. Patent No. 7,365,258 B1, issued April 29, 2008, except that the "cable" recited in Claim 1 of Lombardi is recited as a --flexible extendable member--, for which subject matter support exists in Applicant's originally-filed *Specification* at Page 5, lines 1-2. Independent Claim 51, filed by Applicant on March 3, 2009, is an exact copy of Claim 1 of Lombardi and remains pending in the instant patent application. The declaration of an interference with the claims patented by Lombardi should therefore include Applicant's pending Claims 51-69.

Additionally, Applicant has taken this opportunity to add new dependent Claims 70 and 71 to recite a preferred embodiment of his invention, namely that the claimed drum preferably includes "means for folding said drum," which may aid a user in storage or transportation of the drum. Claim 70 is made dependent upon independent Claim 44, while Claim 71 is dependent upon independent Claim 48. Subject matter support for new Claims 70 and 71 can be found in Applicant's *Specification* at Page 7, lines 15-16.

Independent Claim 44 recites the subject matter of prior dependent Claim 32, which the Examiner indicated to be allowable over the prior art as part of the first Office Action, issued December 3, 2008; independent Claim 48 recites the subject matter of prior dependent Claim 36, which the Examiner, likewise, indicated to be allowable over the prior art. Consequently, because new dependent Claims 70 and 71, respectively, depend from allowable independent Claims 44 and 48, it is respectfully contended that new dependent Claims 70 and 71 are, likewise, in condition for allowance at this time.

Upon entry of the instant claim amendments, Claims 44-71 will now be pending in Applicant's patent application, of which Claims 44, 48, 51, 53, 60, 61, 62, 64, 68 and 69 are presented in independent form. Applicant therefore remits the following additional claims fees for the entry and consideration on the merits of newly-presented Claims 69-71:

(a) Additional independent claim fee of \$110.00 (small entity) for independent Claim 69, beyond the three independent claims covered by the U.S. National Fee remitted upon entry of Applicant's corresponding P.C.T. international application into the U.S. National Phase; and,

(b) Additional claims fee of \$78 (small entity) for the pendency of three additional claims beyond the twenty total number of claims covered by the U.S. National Fee remitted upon entry of Applicant's corresponding P.C.T. application into the U.S. National Phase.

Accordingly, an electronic funds transfer ("EFT") in the amount of \$188.00 is

being remitted with the instant *Supplemental Amendment*.

In view of the foregoing, it is respectfully contended that all claims now pending in the above-identified patent application (*i.e.*, Claims 44-71) recite a novel drum, which is patentably distinguishable over the prior art. Accordingly, withdrawal of the outstanding rejection, as issued in the first Office Action, dated December 3, 2009, and the allowance of all claims now pending are respectfully requested and earnestly solicited.

The declaration of an interference proceeding with the conflicting claims patented by Lombardi, U.S. Patent No. 7,365,258 is also being respectfully requested.

Respectfully submitted,

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Enc.: EFT for \$188.00 (Additional Claims Fee)

The Commissioner for Patents is hereby authorized to charge the Deposit Account of Applicant's Attorney (*Account No. 19-0450*) for any fees or costs pertaining to the prosecution of the above-identified patent application, but which have not otherwise been provided for.